

DOCKET NO.: 286483US8PCT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

GROUP: 2617

Sung Uk MOON, et al.

SERIAL NO: 10/568,589

EXAMINER: KARIKARI, KWASI

FILED: October 24, 2006

FOR: MOBILE COMMUNICATION SYSTEM, MOBILE STATION, AND RADIO
CONTROL DEVICE

PETITION FOR CONSIDERATION UNDER 37 C.F.R. 1.181(A)(3)

COMMISSIONER FOR PATENTS
ALEXANDRIA, VA 22313

Sir:

Applicants herein petition the Commissioner to invoke his supervisory authority to compel the Examiner to consider Documents (AW) and (AX) cited in the Information Disclosure Statement filed on May 16, 2006.

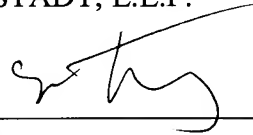
The Information Disclosure Statement, in conformity with the requirements of 37 C.F.R. §1.97-1.98, was filed on May 16, 2006, together with a copy of Documents (AW) and (AX) comprising publications in the English language. The above-referenced application has now been allowed. The Documents (AW) and (AX) cited in the Information Disclosure Statement were denied consideration by the Examiner on January 6, 2010, presumably because the publications allegedly lacked a date.

37 C.F.R. §1.181(a)(3) allows petition to invoke the supervisory authority of the Commissioner in appropriate circumstances. The Information Disclosure Statement is in compliance with 37 C.F.R. §1.97-1.98 since the Documents (AW) and (AX) are all English language publications and each contains an effective date of publication as noted on the top line of the first page in each respective publication. In particular, Document (AX) is dated October 2000, and Document (AX) is dated December 2000. Copies of the publications may be found on PAIR as NPL documents submitted with the Information Disclosure Statement filed May 16, 2006. Accordingly, it is respectfully submitted that this Petition Under 37 C.F.R. §1.181 be

granted and that the Examiner consider the Information Disclosure Statement filed May 16, 2006,
including Documents (AW) and (AX) cited therein.

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, L.L.P.



Bradley D. Lytle
Registration No. 40,073

Customer Number

22850

Tel. (703) 413-3000
Fax. (703) 413-2220
(OSMMN 07/09)

Craig R. Feinberg
Registration No. 62,116